



Arizona State Board of Pharmacy

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**THE ARIZONA STATE BOARD OF PHARMACY
HELD A REGULAR MEETING JUNE 26, 2014 AT
THE WIGWAM RESORT, LITCHFIELD PARK, AZ 85340
MINUTES FOR REGULAR MEETING**

AGENDA ITEM 1 – Call to Order – June 26, 2014

President Foy convened the meeting at 9:00 A.M. and welcomed the audience to the meeting.

The following Board Members were present: President Jim Foy, Vice President Dennis McAllister, William Francis, Darren Kennedy, Kyra Locnikar, Reuben Minkus, John Musil, Nona Rosas, and Tom Van Hassel. The following staff members were present: Compliance Officers Steve Haiber, Tom Petersen, Sandra Sutcliffe, Dennis Waggoner, and Karol Hess, Drug Inspectors Melanie Thayer and Cesar Ramirez, Executive Director Hal Wand, Deputy Director Cheryl Frush, and Assistant Attorney General Monty Lee.

AGENDA ITEM 2– Declaration of Conflicts of Interest

Due to having a “substantial interest” in the matter, Dr. Foy recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 5, Schedule M, Resident Pharmacy Permits for CVS/Pharmacy #5530, CVS/Pharmacy #8952, and CVS/Pharmacy #10229.

Due to having a “substantial interest” in the matter, Dr. Foy recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 7, Schedule O, Consent Agreement for John-Paul Huston.

Due to having a “substantial interest” in the matter, Dr. Foy recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 8, Schedule P, Special Request for John-Paul Huston.

Due to having a “substantial interest” in the matter, Dr. Foy recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 9, Schedule Q, License Application for Natasha Castro.

Due to having a “substantial interest” in the matter, Dr. Foy recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 13, Schedule S, Complaint #4316, Complaint #4318, Complaint #4321, and Complaint #4329.

Due to having a “substantial interest” in the matter, Dr. Musil recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 5, Schedule M, Resident Pharmacy Permit for Integrity Pharmacy.

Due to having a “substantial interest” in the matter, Dr. Musil recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 8, Schedule P, Special Request for Jacinta Hines.

Due to having a “substantial interest” in the matter, Dr. Musil recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 10, Avella of Deer Valley Deviation Request.

Due to having a “substantial interest” in the matter, Dr. Musil recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 13, Schedule S, Complaint #4339.

Due to having a “substantial interest” in the matter, Mr. Kennedy recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 8, Schedule P, Special Request for Mark McKee.

Due to having a “substantial interest” in the matter, Mr. Kennedy recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 9, Schedule Q, License Application for Thomas Beierwaltes.

Due to having a “substantial interest” in the matter, Mr. Kennedy recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 13, Schedule S, Complaint #4293, Complaint #4302, Complaint #4323, and Complaint #4325.

Due to having a “substantial interest” in the matter, Mr. McAllister recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 8, Schedule P, Special Request for Jacinta Hines.

Due to having a “substantial interest” in the matter, Mr. McAllister recused himself from participating under Arizona’s conflict of interest laws in the review, discussion, and proposed actions concerning Agenda Item 13, Schedule S, Complaint #4324 and Complaint #4330.

AGENDA ITEM 3– Approval of Minutes

Following a review of the minutes and an opportunity for questions and **on motion by Mr. Francis and seconded by Mr. Kennedy**, the minutes of the Regular Meeting held on April 9, 2014 were unanimously approved by the Board Members.

AGENDA ITEM 4– Consent Agenda

Items listed on the Consent Agenda were considered as a single action item by the Board Members. **On motion by Dr. Musil and seconded by Mr. Van Hassel**, the Board unanimously approved the following items listed on the Consent Agenda.

4. (1) Resident Pharmacy Permits – Schedule A

RESIDENT PHARMACY PERMITS

Pharmacy	Location	Owner
Fry's Food and Drug Pharmacy #86	19403 N. RH Johnson Blvd., Sun City, AZ 85375	Smith's Food & Drug Centers, Inc.
QoL Meds, LLC	3001 N. 33 rd Ave., Room 210, Phoenix, AZ 85017	Specialized Pharmaceuticals
Banner Family Pharmacy – Home Delivery	7300 W. Detroit St., Chandler, AZ 85226	Banner Pharmacy Services, LLC
Acuity Specialty Hospital of Arizona at Mesa	215 South Power Rd., Mesa, AZ 85206 (O)	Acuity Specialty Hospital of Arizona at Mesa, LLC
Acuity Specialty Hospital of Arizona at Sun City	13818 N. Thunderbird Blvd., Sun City, AZ 85351 (O)	Acuity Specialty Hospital of Arizona at Sun City
Ascribe	21241 N. 23 rd St., Phoenix, AZ (O)	Pharmacy Corporation of America
Altius	1151 Iron Springs Rd., Ste. G, Prescott, AZ 86305 (O)	Amerita, Inc.
Altius	1997 W. Price St., Tucson, AZ 85705 (O)	Amerita, Inc.

(O) = Ownership Change

4. (2) Non-Resident Pharmacy Permits – Schedule B

NON-RESIDENT PHARMACY PERMITS (Out of State)

Pharmacy	Location	Owner
Enclara Health, LLC	1480 Imperial Way, West Deptford, NJ 08066 (O)	Elephant, L.P.
American Rx	412 S. Court St., Suite 300, Florence, AL 35630	American Rx, LLC
Gideon's Drugs, Inc.	1385 Broadway, New York, NY 10018	Gideon's Drugs, Inc.
Mizner Pharmacy, Inc.	104 NE 2 nd St., Boca Raton, FL 33432	Mizner Pharmacy, Inc.
Solara Medical Supplies	720 Highway 75, Imperial Beach, CA 91932	Solara Medical Supplies
Elwyn Specialty Care	3070 McCann Farm Dr., Garnet Valley, PA 19060	Nicholas Karalis, James Karaliss, Joseph Giorno
Lone Peak Professional Pharmacy	11724 S. State St. #102, Draper, UT 84020	Lone Peak Pharmacy
New Life Pharmacy, LLC	9883 S. 500W., Sandy, UT 84070	CSL Capital Holdings, LLC
Pharmacy Creations, LLC	540 Route 10 West, Randolph, NJ 07869	Imprimis Pharmaceuticals, Inc.
SimfaRose Pharmaceutical Specialties	10016 Pines Blvd., Pembroke Pines, FL 33024	Suzette Bonanno
My Favorite Pharmacy, LLC	7142 N. University, Tamarac, FL 33321	My Favorite Pharmacy, LLC
LDI Specialty Pharmacy	701 Emerson Rd, Ste. 332, Creve Coeur, MO 63141	Leehar Distributors, Inc.
LDI Pharmacy	701 Emerson Rd., Ste. 343, Creve Coeur, MO 63141	Leehar Distributors Inc
Inverness Apothecary South Texas	5009 S. McColl Rd., Ste. A, Edinburg, TX 78539	William Fixler
Science Pharmaceutical	7525 Fulton Ave., Suite H, North Hollywood, CA 91605	Farah Kohan
Bellevue Pharmacy	212 Millwell Dr., Maryland Heights, MO 63043 (O)	Pharmacy Services Inc.

Specialty Care Pharmacy	4802 NW 2 Avenue, Boca Raton, FL 33431	Boca Raton Pharmacy, Inc.
Well Care Discount Pharmacy, LLC	3430 E. Tropicana, Las Vegas, NV 89121	Well Care Discount Pharmacy, LLC
Santa Cruz Rx	3600 Dry Creek Rd., Ste. E-3, Paso Robles, CA 93446	Santa Cruz Biotechnology, Inc.
Central Rx Pharmacy & Medical Supply, LLC	2475 E. 22 nd St., Down, Cleveland, OH 44115	Central Rx Pharmacy & Medical Supply, LLC
Annie's Apothecary	31007 IH 10 W #108, Boerne, TX 78006	Grasso Enterprises, LLC
MedArbor Pharmacy	150 Monument Rd., Suite 408, Bala Cynwyd, PA 19004	MedArbor Pharmacy
Group Health Cooperative	12400 E. Marginal Way S, Tukwila, WA 98168	Group Health Cooperative
Ascend Pharmaceuticals, Inc.	1849 W. Redlands Blvd., Suite 102, Redlands, CA 92373	Ascend Pharmaceuticals, Inc.
Richardson East Neighborhood Pharmacy	189 North Plano Rd, Richardson, TX 75081	Richardson East Neighborhood Pharmacy
Mesa Pharmacy VII	18013 Sky Park Circle, Suite D, Irvine, CA 92614	John Garbino
Villa Pharmacy	105 Avenue R NW, Winter Haven, FL 33881	Dwayne Jones
University Compounding	2520 Livernois Rd., Troy, MI 48083	Joseph McCloskey
Accurate Rx Pharmacy Consulting, LLC	103 Suite B Corporate Lake Dr., Columbia, MO 65203	Accurate Rx Pharmacy Consulting, LLC
Axtells Rite Value Pharmacy, Inc.	304 ½ Charlie Dr., Whitesboro, TX 76273	Axtells Rite Value Pharmacy, Inc.

4. (2) Non-Resident Pharmacy Permits – Schedule B - Continued

NON-RESIDENT PHARMACY PERMITS (Out of State)

Pharmacy	Location	Owner
Park Irmat Drug Corp.	2 Park Ave, New York, NY 10016	Park Irmat Drug Corp
Pharmacy Creations, LLC	540 Route 10 West, Randolph, NJ 07869	Imprimis Pharmaceuticals, Inc.
Gallos Pharmacy	310 Ridge Rd., Mahwah, NJ 07430	Gallos Pharmacy, LLC
Wiley Chemist Compounding Pharmacy	1676 Hospital Dr., Santa Fe, NM 87505 (O)	Misty Meshawn Appling
Willow Pharmacy	1519 Highway 22 West, Suite 5, Madisonville, LA 70447	Darren Martin
Fusion Rx Compounding Pharmacy	2001 Westwood Blvd., Los Angeles, CA 90025	Dr. N. Vahedi Pharmacy Inc
Vital Life Pharmacy	6063 SW 18 th St. #112, Boca Raton, FL 33433	Nicole Balarezo
Aureus Pharmacy	305 Merchant Lane, Pittsburgh, PA 15205	Town Total Health, LLC
PillPack Inc.	250 Commercial St., Ste 2012, Manchester, NH 03101	PillPack, Inc.
Fairview Home Infusion	711 B Kasota Ave SE, Minneapolis, MN 55414	Fairview Pharmacy Services, LLC
Haoeyou Pharmacy	38656 Medical Center Dr., Suite C, Palmdale, CA 93551	Joshua Ly
Hunter's Specialty Pharmacy	9402 N. May Ave., Suite D Oklahoma City, OK 73120	Jeff Hunter

McDaniel Pharmacy	1005 Market St., Port Gibson, MS 39150	Rx Pro of Mississippi, Inc.
OncoMed	225 Community Dr., Great Neck, NY 11021	Sina Drug, LLC
Premier Compounding Pharmacy	1427 Village Dr., Saint Joseph, MO 64506 (O)	BLKC, Inc.
OPS International Incorporated	6700 Conroy Rd., Ste. 155, Orlando, FL 32835	OPS International Incorporated
Distinguished Pharmacy	12134 Beechnut St., Houston, TX 77072	Distinguish Pharmaceutical LLC
AcariaHealth Pharmacy, Inc.	8505 Arlington Blvd., Ste. 110, Fairfax, VA 22031	AcariaHealth, Inc.
Synergy Rx	4901 Morena Blvd., 504-A, San Diego, CA 92117	Courtney Forster
Guardian Pharmacy	1823 Commercenter West, San Bernardino, CA 92408	Desai Drugs, Inc.
Dixon Farm Supply	101 Southwest A Street, Stigler, OK 74462	Pam and Steve Dixon
Cardinal Health 414, LLC	7920 Georgetown Rd., Indianapolis, IN 46268	Cardinal Health 414, LLC

(O) = Ownership Change

4. (3) Resident Wholesaler Permits – Schedule C

RESIDENT WHOLESALER PERMITS

Wholesaler	Location	Owner
Sunset Wholesale (Non-Prescription)	3337 N. 35 th Ave., Phoenix, AZ 85017	Sunset Wholesale West, LLC
Integrated Anesthesia Consultants, PLC (Full Service – Mobile Anesthesia)	1684 E. Boston St., Suite 101, Gilbert, AZ 85295	Integrated Anesthesia Consultants, PLC
United Blood Services (Full Service)	6220 E. Oak St., Scottsdale, AZ 85257	Blood Systems, Inc.
ECCO Anesthesia PLLC (Full Service – Mobile Anesthesia)	6245 N. 16 th St., Phoenix, AZ 85016	ECCO Anesthesia PLLC
Thomas Labs, LLC (Non-Prescription)	9165 W. Van Buren St., Tolleson, AZ 85353 (O)	TVET LLC

(O) = Ownership Change

4. (4) Non- Resident Wholesaler Permits – Schedule D

NON-RESIDENT WHOLESALER PERMITS (Out of State)

Wholesaler	Location	Owner
Total Pharmacy Supply, Inc. (Full Service)	3400 Avenue E East, Arlington, TX 76011	Total Pharmacy Supply, Inc.
Low Cost Rx, LLC (Full Service)	21838 Van Born, Dearborn Heights, MI 48125	Low Cost Rx, LLC
Amneal Pharmaceuticals, LLC (Full Service)	118 Beaver Trail, Glasgow, KY 42141	Amneal Pharmaceuticals, LLC
Emerson Ecologics, LLC (Full Service)	1750 Ruffin Mill Rd. Colonial Height, VA 23834	Emerson Ecologics, LLC
Alpine Wellness	1440 S. South State, Anaheim, CA	Alpine Wellness

(Full Service)	92806	
Abbott Laboratories, Inc. (Full Service)	3158 Martin Luther King Jr. Dr., North Chicago, IL. 60064	Abbott Laboratories, Inc.
RGH Enterprises, Inc. (Full Service)	4234 Surles Ct. Suite 100, Durham, NC 27703	Dennis Piper
Advanced Medical, Inc. (Full Service)	2750 Morris Rd., Lansdale, PA 19446	Linda Bradbury
Breg, Inc. (Full Service)	1551 S. Perry Rd., Plainsfield, IN 46168	Breg, Inc.
Tri-Anim Health Services, Inc. (Full Service)	3221 E. Arkansas Ln. #140, Arlington, TX 76010	Sarnova HC, LLC
Pro Med, LLC Full Service)	5303 Highway C, Palmyra, MO 63461	Pro Med LLC

Jacobson Warehouse Company, Inc. (Non-Prescription)	355 Heinz St., Mechanicsburg, PA 17055	Jacobson Warehouse Company, Inc.
Mega-Pro Nutrition, Inc. (Non-Prescription)	251 W. Hilton Dr., St. George, UT 84770	Mega-Pro Nutrition, Inc.
The Procter and Gamble Distributing, LLC (Non-Prescription)	16110 Cosmos St., Shippensburg, PA 17257	The Procter and Gamble Distributing, LLC
The Procter and Gamble Distributing, LLC (Non-Prescription)	9300 Olde Scotland Rd., Moreno Valley, CA 92551	The Procter and Gamble Distributing, LLC
FFF Enterprises, Inc. (Full Service)	1601 Old Greensboro Rd., Kernersville, NC 27284	FFF Enterprises, Inc.
ECR Pharmaceuticals Company, Inc. (Full Service)	3969 Deep Rock Rd., Richmond, VA 23233	ECR Pharmaceuticals Company, Inc.
Kenco Bracco (Full Service)	4320 Executive Dr., Southhaven, MS 38672	Kenco Bracco
Specialty Therapeutic Care, LP (Full Service)	6610 W. Sam Houston Pkwy, N. , Suite 330, Houston, TX 77041	Specialty Therapeutic Care, LP
Teva API Inc. (Full Service)	400 Chestnut Ridge Rd., Woodcliff Lake, NJ 07677	Teva API Inc.
The Proctor & Gamble Distributing, LLC (Non-Prescription)	3049 Westway Rd., Edwardsville, IL 62025	The Proctor & Gamble Distributing, LLC
Walgreens Specialty Pharmacy #15443 (Full Service)	10530 John W. Elliott Dr., Ste. #100, Frisco, TX 75033	Walgreens Specialty Pharmacy, LLC
Wellgistics LLC (Full Service)	480 Eagle Landing Dr., Lakeland, FL 33810	Wellgistics LLC
Wright Medical Technology, Inc. (Full Service)	11576 Memphis Arlington Rd., Arlington, TN 38002	Wright Medical Technology, Inc.

4. (5) Resident Manufacturer Permits – Schedule E

RESIDENT MANUFACTURER PERMITS

Wholesaler	Location	Owner
Best Life Pharmanaturals	3110 S, Potter Dr., Tempe, AZ 85282	Best Life Pharmanaturals, LLC
Matheson Tri-Gas, Inc.	11530 Pecos Rd., Mesa, AZ 85212	Matheson Tri-Gas, Inc.
Thomas Labs, LLC	9165 W. Van Buren St., Tolleson, AZ 85353 (O)	TVET, LLC

4. (6) Non-Resident Manufacturer Permits – Schedule F

NON-RESIDENT MANUFACTURER PERMITS (Out of State)

Wholesaler	Location	Owner
Bayer Healthcare, LLC	1011 McCarthy Blvd., Milpitas, CA 95035	Bayer Healthcare, LLC
Alliqua Biomedical Inc.	2150 Cabot Blvd., Langhorne, PA 19047	Alliqua Biomedical Inc.
Areva Pharmaceuticals Inc.	7112 Areva Dr., NE, Georgetown, IN 47122	Areva Pharmaceuticals Inc.
Unomedical Inc.	211 American Ave., Greensboro, NC 27409	Unomedical Inc.
Convatec Inc.	211 American Ave., Greensboro, NC 27409	Convatec Inc.
Bound Tree Medical LLC	596 Germann Rd, Suite 104, Dublin, OH 43016	BEMS Holdings, LLC
Smith & Nephew Inc.	6409 E. Holmes Rd., Memphis, TN 38141	Smith & Nephew Inc.
Smith & Nephew Inc.	130 Forbes Blvd., Mansfield, MA 02048	Smith & Nephew Inc.
Eagle Pharmaceuticals, Inc.	50 Tice Blvd., Woodcliff Lake, NJ 07677	Eagle Pharmaceuticals, Inc.
Terry Yon & Associates, Inc.	2930 Crescent Dr., Tallahassee, FL 32301	TYA Pharmaceuticals
Datascope Corp.	1300 MacArthur Blvd., Mahwah, NJ 07430	Datascope Corp.
Healix Infusion Therapy, Inc.	1075 West Park One Dr., Suite 200 Sugar Land, TX 77478	Healix Infusion Therapy, Inc.
Par Sterile Products, LLC	870 Parkdale Rd., Rochester, MI 48307 (O)	Par Sterile Products, LLC

(O) = Ownership Change

4. (7) – New Pharmacists – Schedule G

The Board approved the 75 New Pharmacist Licenses listed on the attachments.

4. (8)– New Interns – Schedule H

The Board approved the 81 New Intern Licenses listed on the attachments.

4. (9) – New Pharmacy Technicians – Schedule I

The Board approved the 759 New Pharmacy Technicians listed on the attachments.

4. (10) -Pharmacy Technician Trainee Requests for Approval to Reapply for Licensure – Schedule J

The Board approved the following individuals for one additional two year period.

Delfina Acadiz	Priscilla Adames-Mondragon	Bernard Akpan
Luma Alkhazraji	Adriana Avila	Monique Barraza
Kristen Bogue	Robert Botello	Quentin Bragdon
Cassandra Brunson	Sandra Caldwell	Alexis Cano
Tamra Carrillo	Michael Cerda	Joshua Chamberlin
Ashley Clark	Michael Clark	Shannon Cretin
Lillian Cruz	Malika Demas	Joshua Dessen
Soledad Dezubiria	Sarah Finger	Raylene Fisher
Devin Foy	Patricia Gabaldon	Natali Garcia
Roberto Garcia-Cohen	Anthony Gonzales	Dawn Gray
Stephanie Griffin	Beatriz Gutierrez	Kindll Halgrimson

Tasha Harris	Tammy Hartman	Marcella Heathman
Ralph Herrera	Virgil Howard	Charlie Hsieh
Stephanie Hughes	Matthew Iacovelli	Ninab Isho
Hope Johnson	Bethany Kashian	Alicia Le Gear
Nicole Levi	Karla Lopez	Dual Lual, Jr.
Christopher Maddux	Amanda Martinez	Juan Martinez
Carol McCabe	Daniella Mocuta	Paul Munoz
Steven Nagy	Bettina Nelson	Jarrett Nez
Danh Nguyen	Lisa Otero	Guadalupe Paredes
Alejandro Parra	Jessica Patino	Taylor Phillips
Milaud Pourkey	Renee Preston	Carlos Rangel
Gamal Raslan	Jennifer Ray	Steven Reed
Mayra Rios	Yajaira Robles	Lizabeth Rodriguez
Jared Rowland	Inez Sanchez-Hudson	Kathleen Serverian
Ishan Shah	Wesley Sisson	Christopher Tapia
Danielle Thomas	Alva Torres	Joseph Tytler
Najera Valadez	Rubi Vara	Amy Verdugo
Stephen Wakimoto	Frederick Williams	Steven Williams
Steven Wood	Rebecca Zaparoni	Melissa Zarate
Nancy Dominguez		

4. (11) – Consent Agreements – Schedule K

The Board Members approved the following Consent Agreements:

1. Red Mountain Pharmacy - 14-0008-PHR
2. Dawn Hoang - 14-0009-PHR
3. Roger Magga - 14-0010-PHR

4. (12) – Complaints with No Violations – Schedule L

The Board unanimously agreed to dismiss the following complaints and take no further action on the complaints:

1. Complaint #4309
2. Complaint #4310
3. Complaint #4315

AGENDA ITEM 5– Resident Pharmacy Permits – Schedule M

1. Yuma Regional Medical Center – Cancer Center

President Foy stated that a representative from Yuma Cancer Center was present to answer questions from Board Members.

Mark Jordan, Pharmacist in Charge, was present to answer questions from Board Members.

President Foy opened the discussion by asking the applicant why he was appearing in front of the Board.

Mr. Jordan stated that Yuma Regional Medical Center is opening a Cancer Center that will be separate from the hospital. Mr. Jordan stated that they would be treating cancer patients at this pharmacy infusion center.

Dr. Musil asked if they would be compliant with the new USP 800 regulations. Mr. Jordan stated that they have had training on the compounding of hazardous products. Mr. Jordan stated

that they would need to make slight modifications to their storage area. Mr. Jordan stated that they would be fully compliant with USP 797 and USP 800.

On motion by Ms. Rosas and seconded by Dr. Musil, the Board unanimously approved the permit application for Yuma Regional Medical Center – Cancer Center.

2. Kiernan Apothecaries, P.L.C.

President Foy stated that representatives from Kiernan Apothecaries were present to answer questions from Board Members.

Owners Mary Kiernan and David Kiernan were present to answer questions from Board Members. Mr. Kiernan is also the pharmacist in charge.

President Foy opened the discussion by asking the applicants why they were appearing in front of the Board.

Mr. Kiernan stated that he is now the new owner of the former Mountain View Pharmacy. Mr. Kiernan stated that he has been the pharmacist in charge at the pharmacy for the last 12 years.

Dr. Musil asked if they planned to make any changes to the facility. Mr. Kiernan stated that they do not plan to make any changes.

Dr. Musil asked if they are compliant with USP 800. Mr. Kiernan stated that they are currently compliant.

Dr. Musil asked if they have a negative pressure room. Mr. Kiernan replied yes.

On motion by Dr. Musil and seconded by Mr. Francis, the Board unanimously approved the permit application for Kiernan Apothecaries, P.L.C.

3. Integrity Rx Specialty Pharmacy, LLC

Dr. Musil was recused due to a conflict of interest.

President Foy stated that a representative from Integrity Rx Specialty Pharmacy was present to answer questions from Board Members.

Jeffrey Karp, Owner and Pharmacist in Charge, was present to answer questions from Board Members.

President Foy opened the discussion by asking the applicant why he was appearing in front of the Board.

Mr. Karp stated that he plans to open a pharmacy specializing in infertility and oncology specialties. Mr. Karp stated that they may offer services in other specialties.

Dr. Foy asked Mr. Karp if he has ever owned a pharmacy. Mr. Karp replied no.

Mr. Van Hassel asked Mr. Karp if he will be preparing any sterile compounds. Mr. Karp stated that he would not be doing any compounding at this time.

On motion by Mr. Van Hassel and seconded by Mr. Kennedy, the Board unanimously approved the permit application for Integrity Rx Specialty Pharmacy, LLC.

4. Arete' Pharmacy Inc.

President Foy stated that representatives from Arete' Pharmacy were present to answer questions from Board Members.

Dr. Brendon McCarthy NMD, Owner, and Patrick Smith, Pharmacist in Charge were present to answer questions from Board Members.

President Foy opened the discussion by asking the applicants why they were appearing in front of the Board.

Mr. Smith stated that they are opening a new compounding pharmacy.

Dr. Foy asked about the disciplinary action against Dr. McCarthy. Dr. McCarthy stated that he was disciplined by the Arizona Naturopathic Board for practicing without a license. Dr. McCarthy stated that he had passed his medical board and was waiting for his license. Dr. McCarthy stated that he had hired a web developer to develop a website for his practice. Dr. McCarthy stated that the website went live before he received his license. Dr. McCarthy stated that he was not practicing at the time. Dr. McCarthy stated that the Board stated that he tried to give gifts to the investigator after he received the cease and desist letter. Dr. McCarthy stated that he had taken a plant into the Board Office because he did not want to leave the plant in the hot car and left the plant at the Board location when he left.

Dr. Musil asked if there was an ante room. Mr. Smith replied no.

Dr. Musil asked what products would be compounded by the pharmacy. Mr. Smith stated that they would be compounding some estrogen and progesterone products.

Dr. Musil reminded Mr. Smith if they are compounding hazardous drugs that they would need to convert the room to a negative pressure room.

Dr. Foy asked about staffing. Mr. Smith stated that they plan to hire a pharmacist and a pharmacy technician.

Mr. McAllister asked Dr. McCarthy if he planned on writing prescriptions that would be filled at the pharmacy. Dr. McCarthy replied not at this time. Dr. McCarthy stated that he cannot write prescriptions while he is an owner.

Dr. Musil noted that the non-sterile area is open to the lobby and would need to be changed.

Mr. Van Hassel noted that the floor plan has a sterile compounding area of 80 sq. feet and regulations require an area of 100 sq. feet.

Dr. Foy asked Mr. Smith about his experience in sterile compounding. Mr. Smith stated that he would not be doing the compounding but would be hiring a pharmacist with sterile compounding experience. Mr. Smith stated that he would be overseeing the staff.

Dr. Foy asked Mr. Smith if they have a training program. Mr. Smith stated that he would be working with consultants and advisors to help write the policies.

On motion by Dr. Musil and seconded by Mr. Francis, the Board unanimously agreed to table the permit application for Arete' Pharmacy. The Board asked for the applicants to reappear and have an updated floor plan for the sterile room and a separation of some type for the non-sterile room and the lobby area.

5. Rite Aid Pharmacy Inc.

President Foy stated that representatives from Rite Aid Pharmacy Inc. were present to answer questions from Board Members.

Albert Lanchian, Owner, and Maggie Benjamin, Pharmacist in Charge were present to answer questions from Board Members.

President Foy opened the discussion by asking the applicants why they were appearing in front of the Board.

Mr. Lanchian stated that they plan to open a pharmacy and offer delivery to their patients.

Dr. Foy asked if the applicants have ever owned a pharmacy. Ms. Benjamin stated that she had opened a pharmacy in Goodyear but closed the pharmacy due to competition.

Mr. McAllister stated that he would like to see a more detailed floor plan.

Mr. Van Hassel asked the applicants if they plan to provide any services to the Urgent Care Office in the complex. Mr. Lanchian stated that they might provide medications to the doctors at the Urgent Care Center if the need arose. Mr. Lanchian stated that they would fill prescriptions issued by the doctors at the Urgent Care Center.

Dr. Foy asked about the square footage of the pharmacy. Mr. Lanchian stated that the pharmacy is roughly 700 to 800 sq. feet.

Ms. Rosas asked if they would be doing any compounding. Mr. Lanchian replied no.

On motion by Mr. Van Hassel and seconded by Dr. Musil, the Board unanimously approved the permit application for Rite Aid Pharmacy Inc.

6. Align Pharmacy Management, LLC

President Foy stated that representatives from Align Pharmacy Management were present to answer questions from Board Members.

Trudy LaPrade, Owner, and Julie Schwartz, Pharmacist in Charge were present to answer questions from Board Members. Harold Hilborn, Legal Counsel for Align Pharmacy Management, was also present.

President Foy opened the discussion by asking the applicants why they were appearing in front of the Board.

Ms. Schwartz stated that they would be a limited service pharmacy and would not be dispensing medications. Ms. Schwartz stated that they would be providing administrative services to other pharmacies.

Dr. Foy asked about the adjacent warehouse space. Ms. Schwartz stated that the space is not a part of the Align Pharmacy space.

Dr. Foy asked about the security between the pharmacy and the warehouse space. Ms. Schwartz stated that the door is locked from Suite 110 and the front door is alarmed.

Mr. Van Hassel asked about the services that would be provided for other pharmacies. Mr. Hilborn stated that they plan to provide claim processing and other administrative services.

Dr. Musil asked who the occupant is in the adjacent suite. Mr. Hilborn stated that it is another pharmacy.

Mr. Francis asked if the other pharmacy business is related to this business. Mr. Hilborn stated that some employees would work at both businesses.

Mr. Minkus asked who would be their customer base. Mr. Hilborn replied that their customer base would be other pharmacies.

Mr. Minkus asked if the other pharmacies would come to them for their services. Mr. Hilborn replied yes.

Mr. Minkus asked if they would be directing business to the other business in the adjacent suite. Mr. Hilborn replied that they could on occasions.

Dr. Musil asked if they would be like a PBM managing claims. Mr. Hilborn replied yes. Mr. Hilborn stated that they are developing their model. Mr. Hilborn stated that they would work with pharmacies that do not have relations to other PBMs.

Mr. Minkus asked them to again describe their business model. Mr. Hilborn stated at the outset they would be processing claims. Mr. Hilborn stated that in time they would develop shared processing.

Dr. Musil asked why they wanted a pharmacy permit to bill claims. Mr. Hilborn stated that they would be providing services in the future such as drug utilization review.

Dr. Musil asked if they would be processing claims for compounding pharmacies. Mr. Hilborn stated that they are not directing their business toward compounding pharmacies but they would be in the mix.

Dr. Foy asked about the common employees between the two businesses. Mr. Hilborn stated that in the future there would be employees employed by both entities.

Dr. Foy asked if the other business is involved in the ownership of this business. Mr. Hilborn replied that Ms. LaPrade is the sole owner.

Mr. McAllister asked if they would service patients in other states. Mr. Hilborn replied in the future they would work with other pharmacies. Mr. Hilborn stated that they would have no direct contact with patients.

Mr. McAllister stated that the letter stated that they would provide patient counseling. Mr. Hilborn stated that they would provide this service in the future.

Mr. McAllister asked Ms. Schwartz if she had experience in this type of business. Ms. Schwartz stated that she has 20 years in shared service. Ms. Schwartz stated that she worked at Cigna processing.

Dr. Foy asked if there are any sanctions against the other pharmacy. Mr. Hilborn replied no.

On motion by Dr. Foy and seconded by Ms. Rosas, the Board unanimously agreed to table the permit application for Align Pharmacy Management, LLC until the applicants can provide the Board with a better understanding of the business model.

7. Soleo Health, Inc.

President Foy stated that a representative from Soleo Health was present to answer questions from Board Members.

Zachary Stratton, Pharmacist in Charge, was present to answer questions from Board Members.

President Foy opened the discussion by asking the applicant why he was appearing in front of the Board.

Mr. Stratton stated that the company provides infusion services. Mr. Stratton stated that the company is headquartered in Pennsylvania and they are opening a branch in Tempe.

Mr. Stratton stated they would be preparing infusions such as TPNs.

Dr. Foy asked Mr. Stratton if he has experience in the home infusion area. Mr. Stratton stated that he has worked in the home infusion area for the last four years.

Dr. Foy asked if there was a locked door in the intake area. Mr. Stratton stated that the door is locked with a key and there is also a key lock between the office and warehouse.

Mr. Van Hassel asked if there was a sink in the pharmacy area. Mr. Stratton stated that he would have a sink put in the pharmacy space.

On motion by Mr. McAllister and seconded by Ms. Rosas, the Board unanimously approved the permit application for Soleo Health provided the sink meets the required standards upon final inspection.

8. Pharmacy Care Providers

President Foy stated that representatives from Pharmacy Care Providers were present to answer questions from Board Members.

John Dik, Owner, Angie Dik, Owner, and Sandra Brownstein, Pharmacist in Charge were present to answer questions from Board Members.

President Foy opened the discussion by asking the applicants why they were appearing in front of the Board.

Ms. Brownstein stated that they plan to open a long term care pharmacy that would service long term care homes, assisted living homes, and hospices.

Dr. Musil asked about the door to the pharmacy and the exam rooms. Ms. Brownstein stated a Nurse Practitioner would be in that space.

Dr. Musil asked if they would be doing any compounding. Ms. Brownstein stated that compounding would be outsourced.

Mr. Van Hassel asked if they would be providing any services to the Nurse Practitioner. Ms. Brownstein stated that the Nurse Practitioner may see some of their group home patients.

Mr. Van Hassel asked if the Nurse Practitioner would be writing any prescriptions filled by the pharmacy. Ms. Brownstein replied that the Nurse Practitioner may write some prescriptions that are filled at the pharmacy because she is not an owner of the pharmacy.

On motion by Dr. Musil and seconded by Mr. Van Hassel, the Board unanimously approved the permit application for Pharmacy Care Providers.

9. University of Arizona Medication Management – Application withdrawn

RESIDENT PHARMACY PERMITS

The following resident pharmacy permits were approved and all applications are approved pending final inspection.

RESIDENT PHARMACY PERMITS

Pharmacy	Location	Owner
Yuma Regional Medical Center-Cancer Center	2375 Ridgeview Dr., Yuma, AZ 85364	Yuma Regional Medical Center
Kiernan Apothecaries, P.L.C.	10565 N. Tatum Blvd., B-118, Paradise Valley, AZ 85253	Kiernan Apothecaries, P.L.C.
Integrity Rx Specialty Pharmacy, LLC	8425 N. 90 th St., Suite 8, Scottsdale, AZ 85258	Integrity Rx Specialty Pharmacy, LLC
Rite Aid Pharmacy Inc.	7509 N. 35 th Ave., Suite 2, Phoenix, AZ 85051	Rite Aid Pharmacy Inc.

Soleo Health, Inc.	415 S. 48 th St., Suite 101, Tempe, AZ 85281	Soleo Health, Inc.
Pharmacy Care Providers	5546 E. 4 th St., Tucson, AZ 85712	John Dik, Angie Dik, Sandra Brownstein

Dr. Foy was recused due to a conflict of interest.

On motion by Dr. Musil and seconded by Mr. Francis, the Board unanimously agreed to approve the Resident Pharmacy Permits listed below pending final inspection.

RESIDENT PHARMACY PERMITS

Pharmacy	Location	Owner
CVS/Pharmacy #5530	15300 N. Cotton Lane, Surprise, AZ 85374	German Dobson CVS, LLC
CVS/Pharmacy #8952	24865 N. Lake Pleasant Parkway, Peoria, AZ 85383	German Dobson CVS, LLC
CVS/Pharmacy #10229	280 N. Avondale Blvd., Avondale, AZ 85323	German Dobson CVS, LLC

AGENDA ITEM 6– Non- Resident Pharmacy Permits – Schedule N

1. Physician Specialty Compounding by Sunlake Pharmacy

President Foy stated that a representative from Physician Specialty Compounding was present to answer questions from Board Members.

David Joseph, Pharmacist in Charge, was present to answer questions from Board Members. President Foy opened the discussion by asking the applicant why he was appearing in front of the Board.

Mr. Joseph stated that he is the Pharmacist in Charge at the pharmacy and they were asked to appear because South Carolina denied their pharmacy license on their initial application. Mr. Joseph stated that South Carolina questioned their policies and procedures. Mr. Joseph stated that they corrected any issues that the Board had with their policies. Mr. Joseph stated that they did appear before the South Carolina Board last week and their application was approved.

Mr. Joseph stated that they have PCAB accreditation.

Dr. Musil asked if they provide non-patient specific compounds. Mr. Joseph stated that they do in other states.

Dr. Foy asked if they are licensed in other states. Mr. Joseph stated that they are licensed in 34 states.

Mr. Van Hassel asked if they have had a recent inspection. Mr. Joseph stated that they were inspected one month ago by the state of Florida with no issues.

On motion by Mr. McAllister and seconded by Mr. Francis, the Board unanimously approved the permit application for Physician Specialty Compounding by Sunlake Pharmacy.

NON-RESIDENT PHARMACY PERMITS

Pharmacy	Location	Owner
Physician Specialty Compounding by Sunlake Pharmacy	18964 N. Dale Mabry, Lutz, FL. 33548	Alicea Enterprises, LLC

AGENDA ITEM 7– Consent Agreements – Schedule O

Dr. Foy was recused due to a conflict of interest.

On motion by Mr. Van Hassel and seconded by Mr. Kennedy, the Board unanimously agreed to approve the following consent:

1. John Paul Huston - 14-0012-PHR

AGENDA ITEM 8 - Special Requests- Schedule P

#1 John Paul Huston

Dr. Foy was recused due to a conflict of interest.

John Huston appeared on his own behalf to request that the suspension imposed on his Pharmacist license per Board Order 14-0012-PHR be terminated and probation imposed. Lisa Yates with the PAPA program was also present.

Vice President McAllister opened the discussion by asking Mr. Huston why he was appearing in front of the Board.

Mr. Huston stated that is asking the Board to end his suspension and impose probation.

Mr. McAllister asked Mr. Huston how things are going in his life. Mr. Huston stated that he started in the PAPA program in December 4, 2014. Mr. Huston stated that he has met the requirements. Mr. Huston stated that he attends daily NA meetings and chairs a meeting at the VA. Mr. Huston stated that he attended the Utah school and appreciates the second chance he has been given. Mr. Huston stated that he spent 30 days inpatient.

Mr. McAllister asked Mr. Huston if he could handle the stress if he returns to working in a pharmacy. Mr. Huston stated that he would like to work in a clinical setting because it would be less stressful. Mr. Huston stated that he does not want to work for a major chain.

On motion by Mr. Van Hassel and seconded by Ms. Rosas, the Board unanimously agreed to terminate the suspension of Mr. Huston’s pharmacist license and impose probation per Board Order 14-0012-PHR.

#2 Mark McKee

Mr. Kennedy was recused due to a conflict of interest.

Mark McKee appeared on his own behalf to request that the probation imposed on his Pharmacist license per Board Order 09-0043-PHR be terminated and his request to have lifetime monitoring be removed. Lisa Yates with the PAPA program was also present.

President Foy opened the discussion by asking Mr. McKee why he was appearing in front of the Board.

Mr. McKee stated that he is requesting that the Board terminate his probation and remove the lifetime probation.

Dr. Foy asked Mr. McKee why he wanted the lifetime monitoring removed that he requested that the Board impose.

Mr. McKee stated that he has learned a lot along the way. Mr. McKee stated that PAPA has given him the tools and support that he needs. Mr. McKee stated that before PAPA his life was unmanageable. Mr. McKee stated that his life had its ups and downs and he was worried about how he was going to get his next fix. Mr. McKee stated that he now has the tools to manage his lows without the use of drugs. Mr. McKee stated that his sobriety is his number one importance. Mr. McKee stated that he wants to monitor his sobriety unmonitored.

Mr. McKee stated that the lifetime monitoring was at the request of his attorney. His attorney felt that it was the best course of action at the time.

Dr. Foy asked Ms. Yates about the lifetime monitoring. Ms. Yates stated that the contract would require that he attend 2 meetings a week, 1 peer group meeting a month, and 1 random screen a month.

Mr. McKee stated that he is Chair of his PA group. Mr. McKee stated that he lost his job two weeks ago and found a job with a competitor.

Mr. Minkus asked Mr. McKee who is going to replace his interaction with his group. Mr. McKee stated that he has a sponsor and he has sponsees.

Ms. Yates indicated that Mr. Corrington has an open door policy and Mr. McKee can attend group meetings.

Mr. McKee stated that he has not had any issues during the PAPA program.

On motion by Mr. McAllister and seconded by Dr. Musil, the Board unanimously agreed to terminate the probation of Mr. McKee's pharmacist license and remove the lifelong monitoring per Board Order 09-0043-PHR.

#3 Soral Karim

Soral Karim appeared on his own behalf to request that the suspension imposed on his Pharmacist license per Board Order 14-0003-PHR be terminated and probation imposed. Lisa Yates with the PAPA program was also present.

President Foy opened the discussion by asking Mr. Karim why he was appearing in front of the Board.

Mr. Karim stated that is asking the Board to end his suspension and impose probation.

Dr. Foy asked Mr. Karim to give a background on his issues. Mr. Karim stated that he had an addiction to pills and it became uncontrollable. Mr. Karim stated that he lost his job and did not report the incident to the Board. Mr. Karim stated that thanks to the PAPA program he has the opportunity to get his license back. Mr. Karim stated that he attends 3 to 4 meetings a week. Mr. Karim stated that he has a sponsor.

Dr. Foy asked Ms. Yates how Mr. Karim is doing. Ms. Yates stated that Mr. Karim has been compliant.

Dr. Musil asked if Mr. Karim attended an inpatient program. Mr. Karim stated that he had attended an inpatient program.

Dr. Musil asked Mr. Karim if he felt it was safe for him to practice in a pharmacy at this time.

Mr. Karim stated that he would look for a position in a non-retail environment when the time is right. Mr. Karim stated that he has opened a business with his wife and has no immediate plans to work in a pharmacy.

Ms. Rosas asked Mr. Karim about the status of his charges. Mr. Karim stated that he was charged with a Class 6 undesignated felony which can be reduced to a misdemeanor.

Dr. Musil asked Mr. Karim if his CE units are current. Mr. Karim replied no. Dr. Musil recommended that the Board may want to table his request until his CE is current.

On motion by Mr. Van Hassel and seconded by Ms. Rosas, the Board agreed to terminate the suspension of Mr. Karim's pharmacist license and impose probation per Board Order 14-0003-PHR. There was one nay vote by Dr. Musil.

#4 Jacinta Hines

Mr. McAllister and Dr. Musil were recused due to a conflict of interest.

Jacinta Hines appeared on her own behalf to request that the probation imposed on her Pharmacist license per Board Order 14-0004-PHR be terminated.

President Foy opened the discussion by asking Ms. Hines why she was appearing in front of the Board. Ms. Hines stated that she is requesting that the Board remove her probation. Ms. Hines stated that she has met all the requirements of her Consent Agreement and has made changes.

Dr. Foy asked Ms. Hines what she learned. Ms. Hines stated that she has learned that any changes that are made must be seen through to the end.

On motion by Mr. Van Hassel and seconded by Ms. Rosas, the Board unanimously agreed to terminate the probation of Ms. Hine's pharmacist license per Board Order 14-0004-PHR.

AGENDA ITEM 9– License Applications Requiring Board Review – Schedule Q

#1 Christopher Ball

Christopher Ball appeared on his own behalf to request to proceed with reciprocity.

President Foy opened the discussion by asking Mr. Ball why he was appearing in front of the Board.

Mr. Ball stated that he is licensed as a pharmacist in Ohio and would like to reciprocate to Arizona. Mr. Ball stated that his intern license was disciplined in Ohio. Mr. Ball stated that in 2006 his Intern license was disciplined. Mr. Ball stated that he became addicted to Hydrocodone Syrup for pain.

Mr. Ball stated that he went into a recovery program. Mr. Ball stated that he attended meetings, had a sponsor, and was subject to random drugs. Mr. Ball stated that his life today is different. Mr. Ball stated that he is married and has children.

Mr. Ball stated that he is requesting approval to take the MPJE exam.

Dr. Foy asked Mr. Ball if he planned to move to Arizona. Mr. Ball stated that he is not planning to move to Arizona at this time. Mr. Ball stated that he works for a company that has an office in Arizona and if he was licensed in Arizona he could help at that office if needed.

Dr. Musil asked Mr. Ball if there are any current disciplinary actions against his license. Mr. Ball stated that his probation ended in 2012.

On motion by Mr. Van Hassel and seconded by Dr. Musil, the Board approved Mr. Ball's pharmacist license application.

#2 Thomas Beierwaltes

Mr. Kennedy was recused due to a conflict of interest.

Thomas Beierwaltes appeared on his own behalf to request to proceed with reciprocity.

President Foy opened the discussion by asking Mr. Beierwaltes why he was appearing in front of the Board.

Mr. Beierwaltes stated that he would like to reciprocate his pharmacist license to Arizona. Mr. Beierwaltes stated that in 1999 he mis-filled a prescription and renewed his wife's Stadol prescription without authorization. Mr. Beierwaltes stated that this action took place in Nevada and Illinois took similar action against his license.

Mr. Beierwaltes stated that Nevada terminated his probation in 2004 and Illinois terminated his probation in 2005.

Dr. Foy asked if he is on probation currently. Mr. Beierwaltes replied no.

Ms. Locnikar asked about the large amount of Stadol that he dispensed without a prescription to his wife. Mr. Beierwaltes stated that his ex-wife was a chronic migraine sufferer. Mr. Beierwaltes stated that she saw several specialists and it appeared that Stadol was the only medication that controlled her migraines. Mr. Beierwaltes stated that Stadol was not a controlled substance at the time. Mr. Beierwaltes stated that he did pay restitution to the company.

Dr. Foy asked Mr. Beierwaltes if he planned to move to Arizona. Mr. Beierwaltes stated that he wants to reciprocate to Arizona because there is a staffing shortage in Northern Arizona and he

would like to help cover shifts in Arizona if needed. Mr. Beierwaltes stated that he would not be moving.

On motion by Dr. Musil and seconded by Mr. Francis, the Board approved Mr. Beierwaltes's pharmacist license application.

#3 Hieu Trung Nguyen

Mr. Nguyen notified the Board that his flight was cancelled. **On motion by Mr. Van Hassel and seconded by Dr. Foy**, the Board unanimously agreed to table Mr. Nguyen's pharmacist license application until he is able to appear before the Board.

#4 Natasha Castro

Dr. Foy was recused due to a conflict of interest.

Natasha Castro appeared on her own behalf to request to proceed with reciprocity.

Vice President McAllister opened the discussion by asking Ms. Castro why she was appearing in front of the Board.

Ms. Castro stated that she wants to be licensed as a pharmacy technician trainee. Ms. Castro stated that she had a Certified Nursing Assistant Certificate (CNA) that was revoked by the Arizona Nursing Board. Ms. Castro stated that she wrote the patient's vitals on the wrong sheet. Ms. Castro stated that she was not very careful. Ms. Castro stated that she did comply with the Nursing Board investigation. Ms. Castro stated that she did not take the investigation seriously at the time and regrets that she did not take it seriously.

Mr. Minkus asked how it was discovered that she recorded the wrong vitals for the patients. Ms. Castro stated that one of the patients took blood pressure medication and had not received their medication.

Mr. Minkus asked Ms. Castro why she did not participate in the investigation. Ms. Castro stated that she was young at the time and did not take the investigation seriously.

Ms. Locnikar asked Ms. Castro if she read the order. Ms. Castro stated that she did not read the order initially. Ms. Locnikar stated that there are inconsistencies between what Ms. Castro told the Board about the recording of the vital signs and what the order states about the recording of the vital signs.

Ms. Rosas asked Ms. Castro if she notified the school of her revoked CNA license. Ms. Castro replied yes.

Mr. McAllister asked Ms. Castro how long she has worked at CVS. Ms. Castro stated that she has worked at CVS in the store part for 2 years.

Mr. McAllister asked Ms. Castro if there have been any disciplinary issues since she has worked at CVS. Ms. Castro replied no.

On motion by Mr. Van Hassel and seconded by Ms. Rosas, the Board agreed to table Ms. Castro's pharmacy technician trainee application until she provides a letter from her current employer (CVS) indicating that there no employment issues. There were two nay votes by

Mr. Minkus and Dr. Musil.

#5 Heather Doss

Ms. Doss did not come forth when her name was called by President Foy. **On motion by Mr. McAllister and seconded by Mr. Van Hassel**, the Board unanimously agreed to table the request by Ms. Doss to obtain a pharmacy technician trainee license until Ms. Doss is able to appear before the Board.

AGENDA ITEM 10– Avella of Deer Valley Deviation Request

Dr. Musil was recused due to a conflict of interest.

John Foss was present representing Avella IT department. Roger Morris, Legal Counsel for Avella, was present to answer questions.

President Foy opened the discussion by asking why the respondents why they were appearing in front of the Board.

Mr. Morris stated that the pharmacy is asking for a waiver of R4-23-621 to allow its pharmacists to work at home through Avella's secure electronic remote interface.

Mr. Kennedy asked if IT would set up the equipment to meet the requirements for pharmacists working at home

Mr. Foss stated that they would not be using any personal equipment and the company would be providing the laptop with USB ports disabled. Mr. Foss also stated that the company would conduct an onsite survey of the worksite.

Mr. Minkus asked how many people would be working at home. Mr. Foss stated that currently there would be two employees working at home.

The Board Members felt that the shared services regulations would allow the pharmacists to work at a remote location and no waiver was needed.

AGENDA ITEM 11– Reports

Executive Director

Personnel

Mr. Wand introduced Karol Hess. Ms. Hess is the newly hired Compliance Officer.

Legislation

Mr. Wand indicated that the Board would need to make several statutory changes with the new Federal Regulations being proposed. The following committee was formed to review the statute changes: Dr. Musil, Mr. McAllister, and Ms. Rosas

Deputy Director Report

Ms. Frush reviewed the Compliance Officers Activity Report and the Drug Inspector Report with the Board Members.

During the months of March, April, and May the Compliance Staff issued letters for the following violations:

Pharmacy Violations

1. Technician trainee assisting in compounding – 2
2. License Renewals not available – 1
3. Expired Pharmacy Technician license – 1
4. Compounding training policies and procedures not available – 1
5. No Compounding training program for technicians –1
6. Annual media test not performed – 1
7. Protective clothing not worn when entering sterile compounding room - 1

Controlled Substance Violations

1. Controlled Substance Overage -23
2. Controlled Substance Shortage - 9
3. Controlled Substance annual inventory not available – 2
4. Controlled Substance inventory not complete upon change of Pharmacist in Charge – 1
5. Controlled Substance inventory upon change of Pharmacist in Charge did not contain Schedule 3,4,5 – 1
6. Controlled Substance inventory not separated by drugs (Generic & Brand Combined) - 1
7. DEA Forms not completed properly - 1

Documentation Violations

1. Expired Immunization certificates - 2
2. Mechanical storage documentation – cleaning and validation – 2
3. Counseling Documentation – 2
4. Daily Signature log not signed – 2
5. Immunization documentation not sent to Primary Care Provider – 1

The following areas were noted on the inspection reports for improvement:

1. Controlled Substance record keeping – Availability of invoices

Areas outside the inspection reports that may be of interest:

1. A Change in Pharmacist in Charge must be reported immediately.
2. Poison Control phone numbers must be displayed.
3. Beyond use date on compounds must follow USP guidelines if there is no other documentation.
4. Labels must indicate if the product is compounded.
5. Be sure hot water is working properly.

PAPA Report – Schedule R

Lisa Yates was present to represent the PAPA program. Ms. Yates stated that there are a total of forty-two (42) participants in the PAPA program. Ms. Yates stated that three participants have completed the program and one new participant has entered the program. Ms. Yates stated that there are two contracts pending signatures. Ms. Yates stated at this time there are no concerns.

AGENDA ITEM 12– FDA 483 Letters and Complaints

President Foy opened the discussion by stating at the November 2013 Board Meeting it was requested that the pharmacies would need to disclose that they have received a 483 letter from the FDA.

Dr. Foy stated that the Board staff has opened complaints on known FDA 483 letters that have been issued. Dr. Foy asked if the Board Members would like the staff to continue opening complaints on the FDA 483 letters and review the complaints at the Board Meeting.

Dr. Musil stated that the FDA 483 letter is an observational letter and results from a deviation in good manufacturing.

Dr. Musil stated that the letters are publicly available. Dr. Musil stated that the pharmacies are asked to respond to the letters.

Mr. Wand stated that Mr. Waggoner will review the FDA website for any letters that have been issued to pharmacies holding Arizona pharmacy permits.

Mr. Van Hassel suggested that the Board could ask the pharmacy to be inspected by NABP.

The Board Members decided to open a complaint against the pharmacy if they receive a FDA 483 letter. The pharmacy would be given a chance to respond to the complaint and the Board would review the complaint at a Board Meeting.

AGENDA ITEM 13– Complaint Review – Consideration of Complaints on Schedule S

President Foy opened the discussion by stating the Board Members would review all the complaints on schedule S.

Complaint #4293– Mr. Kennedy was recused due to a conflict of interest.

On motion by Mr. McAllister and seconded by Dr. Musil, the Board unanimously agreed to dismiss the complaint and take no further action on the complaint.

Complaint #4302 – Mr. Kennedy was recused due to a conflict of interest.

On motion by Mr. McAllister and seconded by Ms. Rosas, the Board unanimously agreed to issue a non-disciplinary letter requesting that the pharmacist complete 8 hours of CE on patient safety and/or medication errors within the next 90 days.

Complaint #4303

On motion by Mr. McAllister and seconded by Dr. Musil, the Board unanimously agreed to dismiss the complaint and take no further action on the complaint.

Complaint #4316– Dr. Foy was recused due to a conflict of interest.

On motion by Mr. Van Hassel and seconded by Mr. Kennedy, the Board unanimously agreed to dismiss the complaint and take no further action on the complaint.

Complaint #4317

On motion by Mr. Kennedy and seconded by Dr. Musil, the Board unanimously agreed to request that the pharmacist and the pharmacy technician appear for a conference.

Complaint #4318– Dr. Foy was recused due to a conflict of interest.

On motion by Mr. Kennedy and seconded by Dr. Musil, the Board unanimously agreed to request that the pharmacist and the pharmacy technician appear for a conference.

Complaint #4319

On motion by Mr. Francis and seconded by Ms. Locnikar, the Board agreed to request that the pharmacist appear for a conference. There were two nay votes by Mr. Van Hassel and Mr. McAllister.

Complaint #4321– Dr. Foy was recused due to a conflict of interest.

On motion by Mr. Van Hassel and seconded by Mr. Francis, the Board unanimously agreed to request that both pharmacists appear for a conference.

Complaint #4323– Mr. Kennedy was recused due to a conflict of interest.

On motion by Ms. Rosas and seconded by Mr. McAllister, the Board unanimously agreed to dismiss the complaint and take no further action on the complaint.

Complaint #4324– Mr. McAllister was recused due to a conflict of interest.

On motion by Mr. Musil and seconded by Mr. Kennedy, the Board unanimously agreed to dismiss the complaint and take no further action on the complaint.

Complaint #4325– Mr. Kennedy was recused due to a conflict of interest.

On motion by Mr. McAllister and seconded by Mr. Francis, the Board unanimously agreed to dismiss the complaint and take no further action on the complaint.

Complaint #4329– Dr. Foy was recused due to a conflict of interest.

On motion by Dr. Musil and seconded by Mr. Kennedy, the Board unanimously agreed to dismiss the complaint and take no further action on the complaint.

Complaint #4330 – Mr. McAllister was recused due to a conflict of interest.

On motion by Ms. Rosas and seconded by Mr. Kennedy, the Board unanimously agreed to dismiss the complaint and take no further action on the complaint.

Complaint #4326

On motion by Ms. Rosas and seconded by Dr. Musil, the Board unanimously agreed to request that the pharmacist appear for a conference.

Complaint #4327

On motion by Dr. Musil and seconded by Mr. McAllister, the Board unanimously agreed to move the complaint to a Formal Hearing for the pharmacist in charge, the staff pharmacist, and the permit holder.

Complaint #4336

On motion by Mr. McAllister and seconded by Ms. Rosas, the Board unanimously agreed to hold a telephonic meeting to review Mr. Waggoner's report and then take possible action on the complaint.

Complaint #4339 – Dr. Musil was recused due to a conflict of interest.

On motion by Mr. McAllister and seconded by Ms. Rosas, the Board unanimously agreed to dismiss the complaint and take no further action on the complaint.

Complaint #4338

On motion by Mr. McAllister and seconded by Mr. Kennedy, the Board unanimously agreed to offer the Pharmacy a Consent Agreement with the following terms: A Sterile Compounding Inspection conducted by NABP scheduled within 90 days. The results will be reviewed by the Board.

AGENDA ITEM 14 – Five Year Rules Review –Article 11 – (Pharmacy Technicians)

President Foy asked Mr. Wright to address this agenda item.

Mr. Wright stated that he has prepared the five year rule review for the Board Members review. Mr. Wright stated that one section was reviewed concerning training records.

Dr. Foy asked what types of training would be reviewed. Mr. Wright stated on job training and compounding training.

Dr. Musil stated that the on job training should be specific for each pharmacy. Dr. Musil stated that each site that the technician works may be different and the pharmacist cannot assume the technician was trained appropriately for that site.

Ms. Rosas asked if the Board was going to require that the pharmacy technician maintain their PTCB certification. The Board Members felt that decision should be left to the technician and not required by the Board. The rules require that the technician pass the exam but does not need to maintain the certification.

On motion by Ms. Rosas and seconded by Mr. Kennedy, the Board unanimously approved the Five-year Rule Review for Article 11 and authorized Mr. Wright to proceed with the review.

AGENDA ITEM 15 – Patient Counseling Rules

President Foy asked Mr. McAllister to address this agenda item.

Mr. McAllister stated that he asked that the comments from the Texas Board meeting be included in the discussion.

Mr. McAllister stated that the 1990 OBRA regulation required patient counseling for patient care.

Mr. McAllister stated that the issue arises to determine if counseling was offered, denied, or performed. Mr. McAllister stated that pharmacists comply with the counseling regulations because they fear the disciplining of their license.

Mr. McAllister stated that the Board may want to review how to apply counseling rules or revise the counseling rules.

Dr. Foy stated that some errors would have been prevented if the patient was counseled. Dr. Foy stated that often the drug name and use could have prevented an error.

Mr. Van Hassel stated that if counseling was performed, errors could have been caught that caused harm to the patient.

Dr. Musil stated that there should be an internal analysis looking at the patient population. Dr. Musil stated that in specialty populations the patient does not know what the medication is used to treat and the pharmacist needs to educate the patient.

Mr. Francis stated that counseling is another level involved in complaints. Mr. Francis stated that if the patient is not counseled there is no connection with the pharmacist.

AGENDA ITEM 16 – USP 800 – Hazardous Drugs

President Foy asked Dr. Musil to address this agenda item.

Dr. Musil stated that USP 800 is currently a draft available for review. Dr. Musil stated that USP 800 would affect both sterile and non-sterile compounding where hazardous chemicals are compounded. Dr. Musil stated that the facilities would be required to have a negative pressure room. Dr. Musil stated that a glove box would need to be in a negative pressure room. Dr. Musil stated that USP 800 would affect both hospital and community pharmacies. Dr. Musil stated that USP 800 is to protect the individuals doing the compounding and the public.

Mr. Van Hassel stated that the requirements in USP 800 are very specific.

Dr. Musil stated that USP 797 allows for exemptions but USP 800 does not allow exemptions.

Dr. Foy stated that the Board should probably wait until USP 800 is finalized before the Board makes any rule changes.

AGENDA ITEM 17 – Oregon State University Online CE courses for disciplinary/non-disciplinary actions

President Foy stated that Oregon State University has developed an online CE course for Patient Safety-Medication Error Reduction. Dr. Foy stated that some Board Members felt that this may be a course that the Board could require for non-disciplinary CE or use in disciplinary cases that require CE.

Mr. Van Hassel stated that he is going to register for the course and will report back to the Board his findings on the value of the course.

AGENDA ITEM 18 – NABP District 6,7, and 8 Meeting

President Foy reminded the Board Members that the NABP District 6,7, and 8 meeting will be held from September 21-24, 2014 in Whitefish, Montana.

AGENDA ITEM 19– Call to the Public

President Foy announced that interested parties have the opportunity at this time to address issues of concern to the Board; however the Board may not discuss or resolve any issues because the issues were not posted on the meeting agenda.

Roger Morris came forth to address the Board. Mr. Morris stated that the South Carolina Board has denied non-resident pharmacy licenses to pharmacies that do not agree to abide by their Pharmacist to Technician ratio if their home state does not have a ratio. Mr. Morris stated that

South Carolina has a ratio of 2 technicians per Pharmacist and an Arizona pharmacy must agree to that ratio since Arizona does not have a ratio.

Mr. Morris stated that the Board may want to review how prescriptions are placed on hold to prevent a DUR from being missed.

Mr. Morris suggested that the future agenda items may want to be discussed after the Call to the Public so that the Board Members could incorporate any suggestions made by the public.

Mr. Morris stated that Mr. Wand, Mr. McAllister, and Mr. Drauglis would become members of the Hall of Fame at the Arizona Pharmacy Association meeting.

Mr. Wand announced that Mr. Van Hassel has been reappointed as a Board Member.

AGENDA ITEM 20 – Future Agenda Items

Dr. Musil recommended that the Board Review 503B for outsourcing facilities.

AGENDA ITEM 21– Adjournment

There being no further business to come before the Board, President Foy adjourned the meeting at 3:15 P.M.